

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Daniel Baumgartner *et al.* Confirmation No.: 3694
Application No.: 10/553,495 Art Unit: 3733
Filed: 07/25/2006 Examiner: Yang, Andrew
Attorney Docket No: 01227.0032
For: INTERVERTRAL IMPLANT

RESPONSE TO NON-FINAL OFFICE ACTION

Mail Stop AMENDMENT

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Petition for Extension of Time under 37 C.F.R. 1.136: it is respectfully requested that the time for response to the Office Action dated October 18, 2007 be extended for a period of one (1) month from January 18, 2007 to February 18, 2007, which falls on President's Day so to Tuesday, February 19, 2008. The fee for this extension is believed to be \$120.00. The Commissioner is authorized to charge this and any other fee which may now or hereafter be due in this application to Deposit Account No. 19-4709.

In response to the Office Action of the United States Patent and Trademark Office dated October 18, 2007, Applicants respectfully submits the following revisions and remarks:

Amendments to the Claims begin on page 2 of this response

Remarks begin on page 13 of this response